



General Assembly

January Session, 2003

Raised Bill No. 6445

LCO No. 3120

Referred to Committee on Insurance and Real Estate

Introduced by:
(INS)

***AN ACT REQUIRING INSURERS TO DISCLOSE HEALTH BENEFIT
AND CLAIM EXPERIENCE DATA TO CERTAIN BARGAINING
AGENTS.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Subsection (b) of section 38a-981 of the general statutes is
2 repealed and the following is substituted in lieu thereof (*Effective*
3 *October 1, 2003*):

4 (b) (1) An insurance institution or a third-party administrator
5 providing insurance or administrative services with respect to an
6 employer's employee benefit plan which provides its employees with
7 health benefits shall, upon written request of an exclusive bargaining
8 agent for such employees, provide such bargaining agent with
9 information regarding description of health benefits available to such
10 employees, claim experience regarding such benefits and the cost to
11 the employer for such coverage or administrative services, as the case
12 may be, for employees in the bargaining unit represented by such
13 bargaining agent. If such employees constitute a subgroup of a
14 multibargaining unit group, the information provided by the insurer
15 shall, upon written request of the exclusive bargaining agent for the

16 subgroup, include a description of available health benefits, claim
 17 experience regarding such benefits and the cost to the employer for
 18 such coverage or administrative services, as the case may be, for the
 19 entire multibargaining unit group or for subgroups within the
 20 multibargaining unit group. A copy of such information shall be
 21 provided at the same time to the employer by the insurance institution
 22 or administrator. Such information shall be made available to the
 23 bargaining agent and the employer only if the bargaining agent agrees
 24 in writing to pay all reasonable costs, as determined by the insurance
 25 institution or administrator, that are incurred by the insurance
 26 institution or administrator in developing and distributing the
 27 information. The information provided to such agent shall relate to the
 28 group of employees as a whole and shall not include any information
 29 relating to specific individuals. No requests made pursuant to this
 30 subdivision may seek information which relates to a period of time
 31 more than twenty-four months prior to the date such request was
 32 made.

33 (2) Prior to providing any information pursuant to subdivision (1) of
 34 this subsection, an insurance institution or third-party administrator
 35 may require the bargaining agent requesting such information to
 36 provide evidence in writing that such bargaining agent is currently
 37 designated or certified by the proper state or federal authority as the
 38 exclusive bargaining representative or agent of the employees who are
 39 the subject of the request.

This act shall take effect as follows:	
Section 1	<i>October 1, 2003</i>

INS *Joint Favorable*

LAB *Joint Favorable*